

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>DOCKET NUMBER</b>	<b>ANTICIPATED CLASSIFICATION OF THIS APPLICATION:</b>		<b>PRIOR APPLICATION</b>	
	<b>CLASS</b>	<b>SUBCLASS</b>	<b>EXAMINER</b>	<b>ART UNIT</b>
11669.118USD1	530	326000	T. Wessendorf	1639

**CERTIFICATE UNDER 37 CFR 1.10:**

"Express Mail" mailing label number: EV 372668282 US  
Date of Deposit: April 12, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: *Sheryl A. Boerboon*  
Name: Sheryl A. Boerboon

**DIVISIONAL APPLICATION UNDER 37 C.F.R. § 1.53(b)**

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a divisional application under 37 CFR § 1.53(b) of Serial No. 09/836,770, filed on April 17, 2001 entitled **HAIRPIN PEPTIDES WITH A NOVEL STRUCTURAL MOTIF AND METHODS RELATING THERETO** by the following inventor(s):

<b>Full Name Of Inventor</b>	<b>Family Name</b>	<b>First Given Name</b>	<b>Second Given Name</b>
	Cochran	Andrea	G.
<b>Residence &amp; Citizenship</b>	<b>City</b>	<b>State or Foreign Country</b>	<b>Country of Citizenship</b>
	San Francisco	California	USA
<b>Residence Address</b>	<b>Post Office Address</b>	<b>City</b>	<b>State &amp; Zip Code/Country</b>
	2158 35th Avenue	San Francisco	California 94116/USA
<b>Post Office Address</b>	<b>Post Office Address</b>	<b>City</b>	<b>State &amp; Zip Code/Country</b>
	1 DNA Way	South San Francisco	California 94080/USA
<b>Full Name Of Inventor</b>	<b>Family Name</b>	<b>First Given Name</b>	<b>Second Given Name</b>
	Starovasnik	Melissa	A.
<b>Residence &amp; Citizenship</b>	<b>City</b>	<b>State or Foreign Country</b>	<b>Country of Citizenship</b>
	San Francisco	California	USA
<b>Residence Address</b>	<b>Post Office Address</b>	<b>City</b>	<b>State &amp; Zip Code/Country</b>
	2439 - 28th Avenue	San Francisco	California 94116/USA
<b>Post Office Address</b>	<b>Post Office Address</b>	<b>City</b>	<b>State &amp; Zip Code/Country</b>
	1 DNA Way	South San Francisco	California 94080/USA
<b>Full Name Of Inventor</b>	<b>Family Name</b>	<b>First Given Name</b>	<b>Second Given Name</b>
	Skelton	Nicholas	
<b>Residence &amp; Citizenship</b>	<b>City</b>	<b>State or Foreign Country</b>	<b>Country of Citizenship</b>
	San Mateo	California	UK
<b>Residence Address</b>	<b>Post Office Address</b>	<b>City</b>	<b>State &amp; Zip Code/Country</b>
	218 State Street	San Mateo	California 94401/USA
<b>Post Office Address</b>	<b>Post Office Address</b>	<b>City</b>	<b>State &amp; Zip Code/Country</b>
	1 DNA Way	South San Francisco	California 94080/USA

1. ☒ Enclosed is a copy of the prior application; including the specification, claims, drawings, a signed oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced

The PTO did not receive the following listed items(s) *diskette of CRF*

new matter therein.) The continuing application is as follows: 41 pages of specification, 28 claims, 1 page of abstract, 6 sheets of drawings, 2 pages of oath or declaration, Certificate Regarding Sequence Listing - Response Under 37 CFR § 1.821(f) and (g) and 3 pages of Sequence Listing.

- ☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

2. ☒ The filing fee is calculated below after entry of the Preliminary Amendment:

**CLAIMS AS FILED**

NUMBER FILED	NUMBER EXTRA		RATE	FEE
<b>TOTAL CLAIMS:</b> 9 -20	0	x	\$18.00	\$0.00
<b>INDEPENDENT CLAIMS</b> 1 -3	0	x	\$86.00	\$0.00
			<b>BASIC FILING FEE:</b>	<b>\$770.00</b>
			<b>TOTAL FILING FEE:</b>	<b>\$770.00</b>

- ☐ Small entity status is claimed pursuant to 37 CFR 1.27.

3. ☒ Payment of fees:  
☒ Attached is a check in the amount of \$770.00  
☐ Please charge Deposit Account No. 13-2725.
4. ☒ The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.
5. ☐ A set of formal drawings ( sheets) is enclosed.
6. ☐ Priority of application Serial No. , filed on in , is claimed under 35 U.S.C. 119.  
☐ The certified copy has been filed in prior application Serial No. , filed .
7. ☒ The prior application is assigned of record to Genentech, Inc. located at 1 DNA Way, South San Francisco, California 94080-4990.
8. ☒ The Power of Attorney in the prior application is to:  

Merchant & Gould P.C.  
Minneapolis, MN 55402-2215
9. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)  
☐ Fee for excess claims is attached.

10. ☐ A petition and fee has been filed to extend the term in the prior application until . A copy of the petition for extension of time in the prior application is attached.
11. ☐ The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:
12. ☐ A Nonpublication Request under 37 CFR 1.213(a) is enclosed.
13. ☐ Also Enclosed:
14. ☒ Address all future communications to the Attention of Katherine M. Kowalchyk (may only be completed by attorney or agent of record) at the address below.
15. ☒ A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300



Date: April 12, 2004

Katherine M. Kowalchyk  
Katherine M. Kowalchyk  
Reg. No. 36,848  
KKowalchyk:sab